



REC'D TN
REGULATORY AUTH.

September 8, 2000

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OFFICE OF THE
EXECUTIVE SECRETARY

Mr. David Waddell
Executive Director
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

Via Overnight Delivery

Re: BellSouth Telecommunication's Tariff Filing To Reduce Grouping Rates In Rate Group
5 And To Implement A 3 Percent Late Payment Charge.

00-00041

Dear Mr. Waddell:

Enclosed for filing you will find one (1) original and fourteen (14) copies of Billing Concepts, Inc.'s Response To The Consumer Advocate Division's Motion To Modify Protective Order or Change The Classification Of Document Marked Confidential.

Please return an extra, file marked copy of the document to me in the self-addressed, stamped envelope that I have enclosed for your convenience.

Please call me if you have any questions.

Sincerely,

Amy Meeks
Manager of Legal and Regulatory Affairs

:am

Enclosures

Copy to: Mr. Guy Hicks
Mr. Patrick Turner
BellSouth Telecommunications

Via Overnight Delivery

L. Vincent Williams, Deputy Attorney General
Consumer Advocate Division

Via Overnight Delivery

POSTED
9-11-00

IN THE TENNESSEE REGULATORY AUTHORITY
NASHVILLE, TENNESSEE

REC'D TN
REGULATORY AUTH.

00 SEP 11 PM 12 01

IN RE:
BELLSOUTH TELECOMMUNICATION'S
TARIFF FILING TO REDUCE GROUPING
RATES IN RATE GROUP 5 AND TO
IMPLEMENT A 3 PERCENT LATE
PAYMENT CHARGE.

OFFICE OF THE
EXECUTIVE SECRETARY

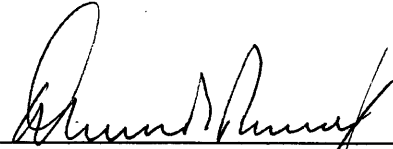
DOCKET NO. 00-00041

BILLING CONCEPTS, INC.'S RESPONSE TO THE
CONSUMER ADVOCATE DIVISION'S MOTION TO MODIFY PROTECTIVE ORDER
OR CHANGE THE CLASSIFICATION OF DOCUMENTS MARKED CONFIDENTIAL

Billing Concepts, Inc. ("Billing Concepts") has an interest in protecting the confidentiality of its contract with BellSouth Telecommunications, Inc. ("BellSouth") and, therefore, responds to the "Motion to Modify Protective Order or Change the Classification of Documents Market Confidential" by adopting the arguments made in "BellSouth Telecommunications, Inc.'s Response to the Consumer Advocate Division's Motion to Modify Protective Order or Change the Classification of Documents Marked Confidential" ("BellSouth's Response"), a copy of which is attached hereto as Exhibit A and incorporated herein by reference.

To the extent that the Consumer Advocate Division ("CAD") seeks to lift the confidential designation on Billing Concepts' contract with BellSouth, Billing Concepts requests that the Tennessee Regulatory Authority deny the motion for the reasons set forth in BellSouth's Response.

Respectfully submitted,



Donald R. Philbin, Jr.
Vice President & Associate General Counsel
Billing Concepts, Inc.
7411 John Smith Drive, Suite 200
San Antonio, Texas 78229-4898
Direct Telephone: (210) 949-7110
Direct Facsimile: (210) 949-7326

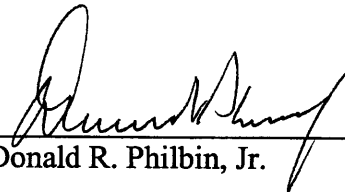
Certificate of Service

I hereby certify that a true and correct copy of the foregoing document has been sent by receipted overnight delivery to the parties listed below on this 8th day of September, 2000.

Guy Hicks, Esq.
Patrick Turner, Esq.
BellSouth Telecommunications, Inc.
333 Commerce Street, Suite 2101
Nashville, Tennessee 37201-3300

David Waddell, Esq.
Executive Secretary
Tennessee Regulatory Authority
460 James Robertson Parkway
Nashville, Tennessee 37243-0505

L. Vincent Williams
Deputy Attorney General – Consumer Advocate
Consumer Advocate Division
425 5th Avenue, North
Nashville, Tennessee 37243


Donald R. Philbin, Jr.

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RECEIVED
REGULATORY AUTH.
AUG 28 PM 3 37
OF THE
SECRETARY

BEFORE THE TENNESSEE REGULATORY AUTHORITY
Nashville, Tennessee

In Re: *Tariff Filing of BellSouth Telecommunications, Inc. ETC. to Reduce Grouping Rates in Rate Group 5 and to Implement a 3% Late Payment Charge*

Docket No. 00-00041

BELLSOUTH TELECOMMUNICATIONS, INC.'S RESPONSE
TO THE CONSUMER ADVOCATE DIVISION'S MOTION TO MODIFY
PROTECTIVE ORDER OR CHANGE THE CLASSIFICATION OF
DOCUMENTS MARKED CONFIDENTIAL

BellSouth Telecommunications, Inc. respectfully submits this Response to the "Motion to Modify Protective Order or Change the Classification of Documents Marked Confidential" filed by the Consumer Advocate Division ("CAD"). BellSouth received the CAD's "Motion to Modify Protective Order or Change the Classification of Documents Marked Confidential" at 2:27 p.m. on Friday, August 25, 2000. BellSouth respectfully requests the TRA to either deny the Motion for the following reasons:

1. The Motion does not specify with sufficient particularity the documents to which it relates.
2. To the extent that the Motion relates to the documents referenced in Paragraph 8 of the Motion, those documents are contracts which contain information that constitutes or is analogous to rating information, plans or proposals; actuarial information; specifications for specific services provided; and any other similar commercial or

financial information which, if known to the competitors of BellSouth or the other parties to the contracts, would give them an advantage or an opportunity to gain an advantage over BellSouth or the other parties to the contracts when providing or offering to provide the same or similar services to customers. Cf. 48-44-102(b)(1)(E)(ii)(b)(1). They also contain information which constitutes or is analogous to technical information, design, process, procedure, formula or improvement which is of value to BellSouth or other parties to the contracts, and BellSouth or other parties to the contract take measures to prevent this information from becoming available to persons other than those selected by BellSouth or the parties Cf. 48-44-102(b)(1)(E)(ii)(b)(2).

3. The Motion contains inaccurate statements including, without limitation, the assertion that "BellSouth bills and collects for services rendered by . . . [CLECs]." Motion at ¶10. BellSouth does not perform billing and collection activities on behalf of CLECs.

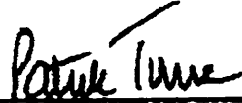
In the alternative, in the event that the TRA does not deny the Motion, BellSouth respectfully requests that the TRA postpone consideration of this particular motion (and only this motion) until after the August 29, 2000 Director's Conference for the following reasons:

1. Most, if not all, of the documents referenced in Paragraph 8 of the Motion contain express contractual provisions requiring the parties to those contracts to treat the contracts as proprietary and confidential. Many of the other parties to these contracts are IXCs or clearinghouses with national operations and who negotiate similar contracts with RBOCs and other telecommunications services providers throughout the country. These parties have an obvious interest in protecting the financial and non-financial details of the agreements they have negotiated with BellSouth from disclosure to other telecommunications services providers of billing and collection service who may attempt to use such information to gain an advantage in subsequent contract negotiations. At a minimum, therefore, the TRA should allow BellSouth to notify its billing and collection customers (including, without limitation, AT&T, Sprint and

MCI) of the CAD's request so that these other providers may appear and argue their position to the TRA.

Respectfully submitted,

BELLSOUTH TELECOMMUNICATIONS, INC.

A handwritten signature in cursive script, appearing to read "Patrick W. Turner", is written over a horizontal line.

Guy M. Hicks
Patrick W. Turner
333 Commerce Street, Suite 2101
Nashville, Tennessee 37201-3300
(615) 214-8301

CERTIFICATE OF SERVICE

I hereby certify that on August 28, 2000, a copy of the foregoing document was served on the parties of record, via the method indicated:

- ☐ Hand
- ☒ Mail
- ☒ Facsimile
- ☐ Overnight

L. Vincent Williams, Esquire
Office of Tennessee Attorney General
425 Fifth Avenue North
Nashville, Tennessee 37243